

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329
St. Louis, Missouri 63102

Michael E. Gans
Clerk of Court

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August 08, 2023

Eric James Hamilton
ATTORNEY GENERAL'S OFFICE
2115 State Capitol
P.O. Box 98920
Lincoln, NE 68509-0000

RE: 22-3179 State of Nebraska, et al v. Joseph Biden, Jr., et al

Dear Counsel:

Enclosed is a copy of a dispositive order entered today in the above case. Mandate is being issued and sent today to the Clerk of the United States District Court.

Michael E. Gans
Clerk of Court

CRJ

Enclosure(s)

cc: Simon Christopher Brewer
Sarah Carroll
Dwight R. Carswell
Mark Chenowith
Clerk, U.S. District Court, Eastern District of Missouri
Courtney Dixon
Theodore H. Frank
Dylan L. Jacobs
Cody Taylor Knapp
Samuel Paul Langholz
Sheng Li
Robert Charles Merritt
Brian David Netter
Michael David Pepson
Thomas Pulham
Michael Raab
Samuel Rebo
J. Emory Smith Jr.
John Julian Vecchione

District Court/Agency Case Number(s): 4:22-cv-01040-HEA

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 22-3179

State of Nebraska; State of Missouri; State of Arkansas; State of Iowa; State of Kansas; State of
South Carolina

Plaintiffs - Appellants

v.

Joseph R. Biden, Jr., in his official capacity as the President of the United States of America;
Miguel Cardona, in his official capacity as Secretary, United States Department of Education;
United States Department of Education

Defendants - Appellees

Hamilton Lincoln Law Institute; Americans for Prosperity Foundation; New Civil Liberties
Alliance

Amici on Behalf of Appellant(s)

Appeal from U.S. District Court for the Eastern District of Missouri - St. Louis
(4:22-cv-01040-HEA)

JUDGMENT

Before SHEPHERD, ERICKSON and GRASZ, Circuit Judges.

Pursuant to the opinion and judgment of the Supreme Court of June 30, 2023, the
judgment of the United States District Court for the Eastern District of Missouri is reversed, and
the case is remanded for further proceedings consistent with the opinion of the Supreme Court.

August 08, 2023

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans